

Attorney's Docket No.:06618-303001

REMARKS

Reconsideration and allowance of the above-referenced application are respectfully requested. Claims 1-6 are pending.

Claims 1-5 stand rejected under 35 USC 103a as allegedly being unpatentable over the Chandy entire article entitled "Infospheres Infrastructure". However, it is respectfully suggested that the Chandy document is not in fact prior art. Note that the present application is based on priority to the provisional application 60/082,475, filed April 21, 1998. Accordingly, the effective filing date of this application is April of 1998.

The date on the Chandy publication is June of 1997, less than one year prior to the effective filing date. Moreover, this Chandy publication describes this specific work of the inventors which is now described and claimed (while the authorship on the Infospheres document may be different than the present inventorship, note that inventorship and authorship are not based on the same standard, and that in fact the Infospheres document does not describe "work of another").

Accordingly, the Infospheres document is not "work of another", and was not published more than one year prior to the effective filing date. Hence, the Infospheres document is not prior art. For these reasons, it is respectfully suggested that

Attorney's Docket No.:06618-303001

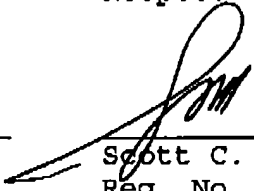
the prima facie showing based on the Infospheres document is defective and that the Infospheres document is not in fact prior art.


Since the prima facie showing is in fact based on this document which is not prior art, it is respectfully suggested that no valid grounds for rejection of the claims remain. Accordingly, a formal notice on the merits is requested.

Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: 03/20/03

  
\_\_\_\_\_  
Scott C. Harris  
Reg. No. 32,030

Fish & Richardson P.C.  
Customer Number: 20985 \*  \*  
4350 La Jolla Village Drive, Suite 500  
San Diego, CA 92122  
Telephone: (858) 678-5070  
Facsimile: (858) 678-5099

10262291.doc